



UNITED STATES  
CONSUMER PRODUCT SAFETY COMMISSION  
WASHINGTON, DC 20207

CPSC/OFFICE OF  
THE SECRETARY

Memorandum

1999 AUG 19 A 9 01

Date: AUG 18 1999

TO : The Commission  
Sadye E. Dunn, Secretary

THROUGH: Pamela Gilbert, Executive Director *PG*

FROM : Jeffrey Bromme, General Counsel *JB*  
Stephen Lemberg, Assistant General Counsel *SL*  
Patricia M. Pollitzer, Attorney *PP*

SUBJECT : Correction to Regulations for Petition Procedures  
AUG 26 1999

BALLOT VOTE due:

Attached is a draft Federal Register notice correcting two references in the Commission's rules for petitions. As explained in the notice, the references are no longer accurate. This amendment will eliminate the outdated references.

Please indicate your vote on the following options.

I. Approve the draft Federal Register notice without change.

Signature

Date

II. Approve the draft Federal Register notice with the following changes (please specify):

Signature

Date

Page 1 of 2

NOTE: This document has not been

reviewed or accepted by the Commission. 1-800-638-CPSC(2772) ★ CPSC's Web Site: <http://www.cpsc.gov>

Initial *rh* Date *8/18/99*

CPSA 6 (b)(1) Cleared

*8/18/99*  
No Mfrs/PrvtLbrs or

Products Identified

Excepted by *[Signature]*

Firms Notified

Processed

III. Do not approve the draft Federal Register notice.

Signature

Date

IV. Take other action (please specify):

Signature

Date

DRAFT 8/12/99

Billing Code 6355-01-P

CONSUMER PRODUCT SAFETY COMMISSION

16 CFR Part 1051

PROCEDURE FOR PETITIONING FOR RULEMAKING; CORRECTION

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Correcting amendments.

**SUMMARY:** The Commission is amending its procedures for filing petitions to correct two references to sections that no longer exist.

**DATES:** The corrections become effective on [insert date of publication in the FEDERAL REGISTER].

**FOR FURTHER INFORMATION CONTACT:** Patricia M. Pollitzer, Office of General Counsel, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0980, extension 2219.

**SUPPLEMENTARY INFORMATION:** This document corrects two references in the Commission's petition procedures. Section 1051.1 explains the scope of the petition procedures. Subsection 1051.1(c), discussing petitions under the Federal Hazardous Substances Act, refers to 16 CFR 1500.201 and 21 CFR 2.65. Neither of these references apply now. 16 CFR 1500.201 merely restated certain statutory provisions and was withdrawn on March 6, 1991 (56 FR 9276). 21 CFR 2.65 was replaced in 1979 with rules that apply only to the Food and Drug Administration (44 FR 22323).

Therefore, the Commission is eliminating these references.

Because these are technical corrections that do not make a substantive change, notice and comment is unnecessary. 5 U.S.C.

553(b). Nor is there any need to delay the effective date. 5  
U.S.C. 553(d).

**List of Subjects in 16 CFR Part 1051**

Administrative practice and procedure, Consumer  
Protection.

Accordingly, 16 CFR part 1051 is corrected by making the  
following correcting amendments:

**PART 1051--PROCEDURE FOR PETITIONING FOR RULEMAKING**

1. The authority citation for Part 1051 continues to read as  
follows:

**Authority:** 5 U.S.C. 553(e), 5 U.S.C. 555(e).

2. In § 1051.1(c), first sentence, remove the comma and the  
words "16 CFR 1500.201, and 21 CFR 2.65".

Dated:

Sadye E. Dunn, Secretary  
Consumer Product Safety Commission